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**UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

ORIGINAL

Lance Poulsen and Barbara Poulsen.

Plaintiffs.

 \mathbf{v}_-

Harold W. Pote, Thomas G. Mendell,
and J.P. Morgan Chase & Co.,

Defendants.

CIVIL ACTION

No.: 05-604034

CIV 10575 (4AK)

**ORDER TO SHOW CAUSE
STAYING ALL PROCEEDINGS**

ALL PROCEEDINGS
IN THIS CASE
DOCUMENT
FOR OFFICIAL FILE
DATE FILED:

Upon the Declaration of Nicholas J. Panarella, dated January 4, 2006, and the exhibits annexed thereto; Defendants' Memorandum Of Law In Support Of Their Joint Motion To Stay All Proceedings Pending Resolution Of The Motion To Consolidate, dated January 4, 2006; as well as all other pleadings on file in this matter, it is:

ORDERED, that the above named Plaintiffs show cause before the Honorable
Lewis A. Kaplan, USDJ, at Courtroom 12D, United States Courthouse, 500 Pearl Street, in the
City, County and State of New York, on January 22 2006 at o'clock in the
~~noon thereof~~, or as soon thereafter as counsel may be heard, why an Order should not be issued
staying all proceedings (including Defendants' time to respond to Plaintiffs' Complaint and
Plaintiffs' Motion for Remand and all discovery) in this case pending the resolution of the
Defendants' Motion before the Judicial Panel on Multidistrict Litigation to consolidate this
action with the multidistrict proceeding pending before Chief Judge James L. Graham in the
United States District Court for the Southern District of Ohio entitled *In Re: National Century
Financial Enterprises, Inc.* Case No. 2:03-MD-1565-JLG-MDA (S.D. Ohio); and it is further

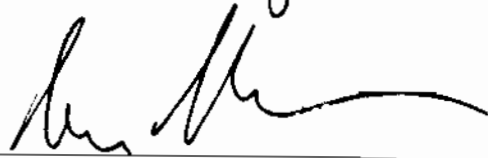
and filed
✓ **ORDERED**, that Plaintiffs' papers in opposition to this motion shall be served by
~~overnight mail so as to ensure receipt by Defendants' counsel~~ by January 17, 2006; and it is
further

✓ **ORDERED**, that Defendants' reply papers in further support of its motion to stay
and filed
shall be served by ~~overnight mail so as to ensure receipt by Plaintiffs' counsel~~ by January 22,
2006; and it is further

✓ **ORDERED**, that overnight service to ensure actual receipt of this Order, and the
annexed Declaration of Nicholas J. Panarella, and the exhibits annexed thereto, and the
accompanying Memorandum of Law, upon counsel for Plaintiffs on or before the 6th day of
January, 2006, shall be deemed good and sufficient service thereof, *and it is further*

Dated: January 4, 2006
New York, New York

ORDERED that the motion will be decided without oral argument.



United States District Judge